

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

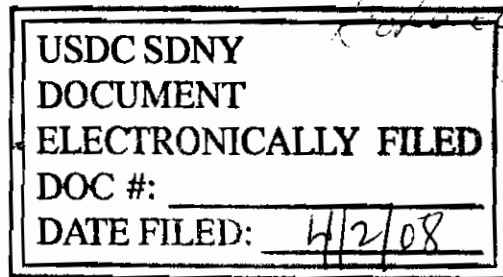
MORGAN STANLEY MORTGAGE  
CAPITAL HOLDINGS LLC, AS  
SUCCESSOR-IN-INTEREST TO MORGAN  
STANLEY MORTGAGE CAPITAL INC.,

Plaintiff,

v.

FREMONT INVESTMENT & LOAN,

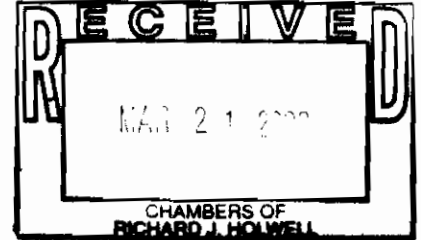
Defendant.



07 Civ. 09457 (RJH) (AJP)

ECF CASE

STIPULATION



**STIPULATION FOR DEADLINE TO FILE AMENDED COMPLAINT**

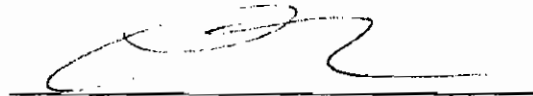
Subject to the approval of the Court, the parties hereby stipulate and agree that Plaintiff, Morgan Stanley Mortgage Capital Holdings LLC, may file an amended complaint on or before April 21, 2008.

Pursuant to the parties' Stipulation In Response To Endorsed Letter Entered January 8, 2008, the amended complaint was to be filed on or before March 24, 2008. The parties have previously stipulated to the following adjournments or extensions: 1) an adjournment of Defendant's pre-motion hearing conference, which was granted, and 2) a request for an extension of time for Defendant to answer or otherwise respond to Plaintiff's complaint, which

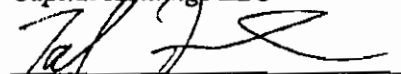
was also granted. No other previously scheduled dates will be affected by this extension.

Dated: March 20, 2008

Respectfully submitted,



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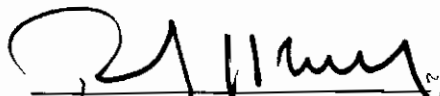
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**SO ORDERED**

Dated: New York, New York  
March 28, 2008



Richard J. Holwell  
United States District Judge